

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

03/27/2000

CLERK OF THE COURT
FORM R115B

HONORABLE BERNARD J. DOUGHERTY

M. Stiak
Deputy

CR 1997-008129

FILED: _____

STATE OF/ARIZONA

LISA M/LINDSTEDT

v.

DANIEL L/COOK
DOB: 07/05/63

JEFFERY /MEHRENS

APO-SENTENCE IMPRISONMENT-CCC
APPEALS-CCC
DISPOSITION CLERK-CCC
MCSO-DIS
RFR

DISPOSITION HEARING PROBATION REVOKED - IMPRISONMENT

9:27 a.m. State is represented by LISA M. LINDSTEDT. Defendant is present and represented by JEFFREY MEHRENS.

Court Reporter, Rick Gaio, is present.

Counsel inform the Court that there is no further evidence to present.

The Defendant is given an opportunity to speak. Having found no legal cause for delay, the Court enters the following judgment and sentence:

The Court determines there are no named victims in this matter because of the nature of the offense.

IT IS THE JUDGMENT of the Court that the Defendant violated the terms of probation imposed on SEPTEMBER 4, 1997 on the following charge(s), that upon consideration of all the facts, law and circumstances relevant here, the Court finds that suspension of sentence and reinstatement of probation are not appropriate and that a sentence of imprisonment with the Department of Corrections is appropriate.

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IT IS THEREFORE ORDERED the probationary term previously granted is hereby revoked.

THE COURT FURTHER FINDS that there are circumstances sufficiently substantial to call for the term as indicated. These circumstances are stated by the Court on the record.

ACCORDINGLY, IT IS ORDERED that the Defendant is committed to the Arizona Department of Corrections for a term of imprisonment as follows:

OFFENSE: AGGRAVATED DRIVING WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR

FELONY CLASS: FOUR (4)

IN VIOLATION OF A.R.S. SECTIONS 28-697(A)(1), 692(A)(1), 444, 445, 448; 13-701, 702 and 801

DATE OF OFFENSE: January 6, 1997

SENTENCE: 2.5 YEARS

PRESUMPTIVE

NONDANGEROUS

NONREPETITIVE

This sentence is to date from MARCH 27, 2000.

The Defendant is to be given credit for 189 days served prior to sentencing.

This sentence is to be concurrent with CR 99-17176.

IT IS FURTHER ORDERED that the Defendant shall serve one day for every seven days of the sentence imposed, or FOUR (4) MONTHS, under the supervision of the Community Supervision Program, to be served consecutively to the actual period of imprisonment.

IT IS FURTHER ORDERED that Defendant be given credit for any monies paid to date.

The Defendant is advised concerning rights of review after conviction and written notice of those rights is provided.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the custody of the Arizona Department of Corrections and

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authorizing the Department of Corrections to carry out the term of imprisonment set forth herein.

ISSUED: Order of Confinement.

IT IS FURTHER ORDERED that the Clerk of the Superior Court remit to the Department of Corrections a copy of this order together with all presentence reports, probation violation reports, medical and psychological reports which are not sealed relating to the Defendant and involving this cause.

FILED: Notice of Rights of Review After Conviction

Let the record reflect that the probation violation report is filed under CR 99-17176.

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Let the record reflect that the Defendant's thumbprint is permanently
affixed to this sentencing order in open court.

9:52 a.m. Matter concludes.

/s/ HONORABLE BERNARD J. DOUGHERTY
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)

cc: DOC - Certified Copy via Certification Desk

cc: MCSO-DIS - Certified Copy via Certification Desk